

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM
SEP - 7 2005

SENTENCING

CASE NO. CR-03-00044-002

DATE: 09/07/2005

MARY L.M. MORAN
CLERK OF COURT

HON. S. JAMES OTERO, Designated Judge, Presiding
Official Court Reporter: Wanda Miles
Hearing Electronically Recorded: 9:43:37 - 10:05:55

Law Clerk: NONE PRESENT
Courtroom Deputy: Virginia T. Kilgore
CSO: B. Pereda

***** A P P E A R A N C E S *****

DEFT: TOO KA-KEUNG aka TOO KA-KEUNG TONY

(X) PRESENT (X) CUSTODY () BOND () P.R.

ATTY : G. PATRICK CIVILLE

(X) PRESENT () FPD (X) CJA APPOINTED

U.S. ATTORNEY: MARIVIC P. DAVID

AGENT:

U.S. PROBATION: CARLEEN BORJA

U.S. MARSHAL: W. GRAY

INTERPRETER: FOO MEE CHIN CLINNARD, PREVIOUSLY SWORN

LANGUAGE: MANDARIN

() COURT STATES THE APPROPRIATE BASE OFFENSE LEVELS _____
Base offense level: Total offense level: Criminal History Category:

NO OBJECTIONS BY THE GOVERNMENT AND DEFENSE

() ATTORNEY FOR DEFENDANT ADDRESSES THE COURT:

() DEFENDANT ADDRESSES THE COURT AND APOLOGIZES

() GOVERNMENT ADDRESSES THE COURT AND MAKES ITS RECOMMENDATION:

() LETTER(S) OF RECOMMENDATION RECEIVED BY THE COURT

(X) DEFENDANT TO REMAIN IN THE CUSTODY OF THE U.S. MARSHAL

NOTES/OTHER MATTERS:

Counsel moved the Court to continue the matter because of Defendant's ongoing cooperation and to give the Defendant the benefit of a 5K1.1 motion. The Defendant agreed to continue his sentencing to a later date. The Court set the matter over for the reasons that the co-defendant's collateral case in New York is pending and because of the Defendant's ongoing Guam case. Status Hearing is set for March 7, 2006 at 2:00 P.M.